

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

**CURTIS HOWARD, Individually and on
Behalf of All Others Similarly Situated**

PLAINTIFF

vs.

No. 4:21-cv-3656

RTL FOODS, LLC

DEFENDANT

JOINT MOTION FOR EXTENSION OF CONDITIONAL DISMISSAL PERIOD

Plaintiffs Curtis Howard and George Belmares, and Defendant RTL Foods, LLC, by and through their respective undersigned counsel, hereby submit the following for their Joint Motion for Extension of Conditional Dismissal Period:

1. On August 8, the parties notified the Court that they had reached a settlement in principle. See ECF No. 23.

2. This Court acknowledged the parties' notification of settlement in its Order dated August 9, administratively closing the case without prejudice to its being reopened and setting the time for the dismissal to convert to one with prejudice as September 7. See ECF No. 24.

3. The parties have drafted a settlement agreement, but they require more time in order to edit it to the satisfaction of all parties and to execute it.

4. To that end, the parties request to extend the date on which the parties may file a motion to reopen the case by thirty-one (31) days, up to and including October 9.

5. This extension is sought in good faith and not for the purpose of delay.

WHEREFORE, premises considered, the parties pray that the Court grant this Motion to extend the conditional dismissal period by thirty-one (31) days, up to and including October 9, 2023, and for all other necessary and proper relief.

Respectfully submitted,

**CURTIS HOWARD and GEORGE
BELMARES, PLAINTIFF**

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CERTIFICATE OF SERVICE

I, Josh Sanford, do hereby certify that on September 7, 2023, a true and correct copy of the above and foregoing document has been served through the Court's CM/ECF system which will send electronic notification to all counsel of record upon the following:

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